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PATENT

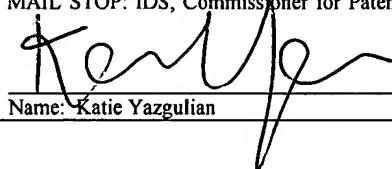
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Greg B. Hale et al. Examiner: To be assigned  
Serial No. 10/692,513 Group Art Unit: To be assigned  
Filed: October 24, 2003 Docket No. 54317-022501  
Title: STREAMING OF DIGITAL DATA TO A PORTABLE DEVICE

**CERTIFICATE OF MAILING UNDER 37 CFR 1.8**

Date of Mailing: September 13, 2004

I hereby certify that this correspondence and identified enclosures are being deposited with the United States Postal Service, first class mail, postage prepaid, under 37 CFR 1.8 on the date indicated, and addressed to MAIL STOP: IDS, Commissioner for Patents, Post Office Box 1450, Alexandria, Virginia 22313-1450.



Name: Katie Yazgulian

INFORMATION DISCLOSURE STATEMENT [37 C.F.R. § 1.56]

MAIL STOP: IDS  
Commissioner for Patents  
Post Office Box 1450  
Alexandria, Virginia 22313-1450

Sir/Madam:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, applicant brings the references listed on the attached Form PTO-1449 to the examiner's attention. 37 C.F.R. § 1.56. Do not construe the filing of this information disclosure statement as a representation that applicant has made a search (37 C.F.R. § 1.97(g)), or as an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists. We enclose copies of any cited foreign documents. Copies of the U.S. references are not enclosed.

This Information Disclosure Statement is being submitted:

1. Within three months of the filing date of a national application other than a continued prosecution application under 37 C.F.R. § 1.53(d), or within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491

in an international application; or before the mailing date of a first Office action on the merits, and therefore, Applicant believes no fee is required;

- 2. After the period specified in paragraph (1) above of this section, but before the mailing date of either a final action under 37 C.F.R. § 1.113, or a notice of allowance under 37 C.F.R. § 1.311, whichever occurs first, and is accompanied by either:
  - a. A statement that:
    - (i) Each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months before the filing of the information disclosure statement; or
    - (ii) No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months before the filing of the information disclosure statement;
  - b. The fee for filing an Information Disclosure Statement under 37 C.F.R. § 1.17(p) is \$180.00.
- 3. After the period specified in paragraph (2) of this section, but on or before payment of the issue fee and is accompanied by:
  - a. A statement that:
    - (i) Each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months before the filing of the information disclosure statement; or

(ii) No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months before the filing of the information disclosure statement;

b. A petition requesting consideration of the information disclosure statement; and

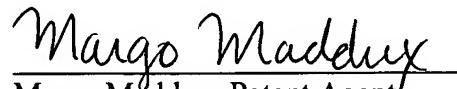
c. The petition fee set forth in 37 C.F.R. § 1.17(i).

Applicant would appreciate the examiner initialing and signing a copy of attached Form PTO-1449 indicating that he or she considered the information and made the information of record.

If the transmittal letter is separated from this document and the PTO determines that an extension or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 50-2638.

Authorization is hereby given to charge any fees due, or credit any overpayment of fees, to Deposit Account No. 50-2638.

Respectfully submitted,

  
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| FORM PTO-1449  | SEP 17 2004 | Attorney Docket Number | 54317-022501        |
| <b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br><br>(use as many sheets as necessary)<br>Sheet 1 |             | Application Number     | 10/692,513          |
|  |             | Filing Date            | October 24, 2003    |
|  |             | Applicant(s)           | Greg B. Hale et al. |
|  |             | Group Art Unit         | To be assigned      |
|  |             | Examiner Name          | To be assigned      |
|  |             |                        |                     |

| U.S. PATENT DOCUMENTS |                 |            |                  |       |          |                            |
|-----------------------|-----------------|------------|------------------|-------|----------|----------------------------|
| EXAMINER INITIALS     | DOCUMENT NUMBER | ISSUE DATE | PATENTEE         | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|                       | US 3,934,202    | 01-20-1976 | Missale          |       |          |                            |
|                       | US 3,941,930    | 03-02-1976 | Mohri et al.     |       |          |                            |
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| FOREIGN PATENT DOCUMENTS |                 |                  |                          |       |          |             |
|--------------------------|-----------------|------------------|--------------------------|-------|----------|-------------|
| EXAMINER INITIALS        | DOCUMENT NUMBER | PUBLICATION DATE | COUNTRY OR PATENT OFFICE | CLASS | SUBCLASS | TRANSLATION |
|                          |                 |                  |                          |       |          | YES NO      |
|                          |                 |                  |                          |       |          |             |
|                          |                 |                  |                          |       |          |             |

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| FORM PTO-1449<br><br><b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br><br>(use as many sheets as necessary)<br>Sheet 2 | Attorney Docket Number<br>54317-022501 |
| SEP 17 2004<br><i>Patent &amp; Trademark Office</i>   | Application Number<br>10/692,513       |
|   | Filing Date<br>October 24, 2003        |
|   | Applicant(s)<br>Greg B. Hale et al.    |
|   | Group Art Unit<br>To be assigned       |
|   | Examiner Name<br>To be assigned        |

#### OTHER DOCUMENTS

|                   |  |
|-------------------|--|
| EXAMINER INITIALS | Include name of the author (in CAPITAL LETTERS), title of the article, title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. |
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| EXAMINER SIGNATURE   | DATE<br>CONSIDERED |
| EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. |                    |

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE